

1 JOSEPH P. RUSSONIELLO (CABN 44332)
2 United States Attorney

3 BRIAN J. STRETCH (CABN 163973)
4 Chief, Criminal Division

5 HANLEY CHEW (CSBN 189985)
6 Assistant United States Attorney

7 150 Almaden Boulevard, Suite 900
8 San Jose, California 95113
Telephone: (408) 535-5061
E-mail: hanley.chew@usdoj.gov

9 Attorneys for Plaintiff

Filed

AUG - 8 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

10
11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN JOSE DIVISION

14 UNITED STATES OF AMERICA,) No. CR-04-20198-JF
15 Plaintiff,) STIPULATION AND [PROPOSED]
16 v.) ORDER CONTINUING DEFENDANT
17 TRIEU LAM and THANH TRAN,) THANH TANS'S SENTENCING FROM
18 a/k/a David Tran) AUGUST 20, 2008 TO OCTOBER 22, 2008
Defendants.) **UNDER SEAL**

2008 AUG - 5 PM 3:36
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
N.D. DIST. OF CA. S.J.

RECEIVED

19 The parties, including the defendant, stipulate as follows:

20 1. On January 31, 2007, defendant Thanh Tran ("defendant") pled guilty, pursuant to a
21 cooperation plea agreement, to a one-count information, charging him with making a false
22 statement to an agency of the United States, in violation of 18 U.S.C. § 1001. Defendant's
23 sentencing is currently scheduled for August 20, 2008.
24 2. Defendant's cooperation is continuing. The government needs additional time to have
25 defendant complete his cooperation before sentencing.

26 // /

27

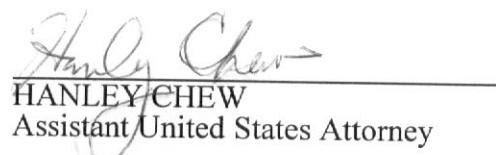
28 STIPULATION AND [PROPOSED] ORDER
CONTINUING DEFENDANT'S SENTENCING
CR-03-20198-JF

1 Therefore, the parties respectfully request that the Court continue defendant's sentencing
2 from August 20, 2008 to October 22, 2008 at 9:00 a.m.

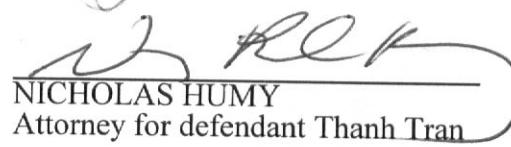
3 IT IS SO STIPULATED.
4

5 JOSEPH P. RUSSONIELLO
6 United States Attorney

7 Dated: 8/4/08


HANLEY CHEW
Assistant United States Attorney

8 Dated: 8/04/08

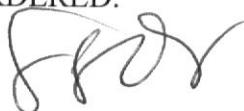

NICHOLAS HUMY
Attorney for defendant Thanh Tran

12 [PROPOSED] ORDER

13 Having considered the stipulation of the parties, and good cause appearing, the Court
14 orders that defendant Thanh Tran's sentencing is continued from August 20, 2008 to October 22,
15 2008 at 9:00 a.m.

16 IT IS SO ORDERED.

17 DATED:



18 THE HONORABLE JEREMY FOGEL
19 UNITED STATES DISTRICT COURT JUDGE